

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

LINDA J. BLOZIS,	:	
	:	: CIVIL ACTION NO. 05-891 (SLR)
Plaintiff,	:	
	:	
vs.	:	
	:	
MELLON TRUST OF DELAWARE,	:	
NATIONAL ASSOCIATION; MELLON	:	
BANK, NATIONAL ASSOCIATION;	:	
MELLON FINANCIAL	:	
CORPORATION,	:	
	:	
Defendants.	:	

**DEFENDANTS' MOTION IN LIMINE TO EXCLUDE PLAINTIFF'S EVIDENCE OF
EMOTIONAL DISTRESS DAMAGES WITH RESPECT TO HER ADEA CASE**

Defendants Mellon Trust of Delaware, National Association, Mellon Bank, National Association, and Mellon Financial Corporation (collectively, "Defendants") hereby move this Court, pursuant to Rules 401 and 403 of the Federal Rules of Evidence, for an Order in the form attached hereto precluding Plaintiff from offering evidence of alleged emotional distress damages in the event the Court grants summary judgment to Defendants on Plaintiff's Title VII and Delaware state law claims, but allows Plaintiff's claims under the Age Discrimination in Employment Act, 29 U.S.C. §§ 621-630 ("ADEA"), to go to trial. Defendants further request that the Court grant such other and further relief as it deems just, proper, and equitable. The

grounds for this motion are set forth fully in the accompanying memorandum of law dated May 22, 2006, the exhibits thereto, and upon all of the pleadings and proceedings heretofore had herein.

Respectfully submitted,

REED SMITH LLP

By: /s/ Thad J. Bracegirdle

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National Association, and Mellon Financial
Corporation.

Dated: May 22, 2007

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

LINDA J. BLOZIS

Plaintiff,

VS.

**MELLON TRUST OF DELAWARE, :
NATIONAL ASSOCIATION; MELLON :
BANK, NATIONAL ASSOCIATION; :
MELLON FINANCIAL :
CORPORATION :**

Defendant.

CIVIL ACTION NO. 05-891 (SLR)

CERTIFICATE OF SERVICE

I, Thad J. Bracegirdle, being a member of the Bar of this Court, do hereby certify that on May 22, 2007, I caused a true and correct copy of **DEFENDANTS' MOTION IN LIMINE TO EXCLUDE PLAINTIFFS' EVIDENCE OF EMOTIONAL DISTRESS DAMAGES WITH RESPECT TO HER ADEA CASE** to be served by electronic filing with the Court upon the following counsel of record:

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And

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s/Thad J. Bracegirdle
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